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§ 670.26 [Reserved]

**Subpart E—Specially Protected
Species of Mammals, Birds,
and Plants**

**Subpart F—Antarctic Specially
Protected Areas**

§ 670.23 Specific issuance criteria.

Permits authorizing the taking of mammals, birds, or plants designated as a Specially Protected Species of mammals, birds, and plants in § 670.25 may only be issued if:

- (a) There is a compelling scientific purpose for such taking;
- (b) The actions allowed under any such permit will not jeopardize the existing natural ecological system, or the survival of the affected species or population;
- (c) The taking involves non-lethal techniques, where appropriate; and
- (d) The authorized taking, transporting, carrying or shipping will be carried out in a humane manner.

§ 670.24 Content of permit applications.

In addition to the information required in subpart C of this part, an applicant seeking a permit to take a Specially Protected Species shall include the following in the application:

- (a) A detailed scientific justification of the need for taking the Specially Protected Species, including a discussion of possible alternative species;
- (b) Information demonstrating that the proposed action will not jeopardize the existing natural ecological system or the survival of the affected species or population; and
- (c) Information establishing that the taking, transporting, carrying, or shipping of any native bird or native mammal will be carried out in a humane manner.

§ 670.25 Designation of specially protected species of native mammals, birds, and plants.

The following species has been designated as Specially Protected Species by the Antarctic Treaty Parties and is hereby designated Specially Protected Species:

Common Name and Scientific Name
Ross Seal—*Ommatophoca rossii*

[73 FR 14939, Mar. 20, 2008]

§ 670.27 Specific issuance criteria.

Permits authorizing entry into any Antarctic Specially Protected Area designated in § 670.29 may only be issued if:

- (a) The entry and activities to be engaged in are consistent with an approved management plan, or
- (b) A management plan relating to the area has not been approved by the Antarctic Treaty Parties, but
 - (1) There is a compelling scientific purpose for such entry which cannot be served elsewhere, and
 - (2) The actions allowed under the permit will not jeopardize the natural ecological system existing in such area.

§ 670.28 Content of permit application.

In addition to the information required in subpart C of this part, an applicant seeking a permit to enter an Antarctic Specially Protected Area shall include the following in the application:

- (a) A detailed justification of the need for such entry, including a discussion of alternatives;
- (b) Information demonstrating that the proposed action will not jeopardize the unique natural ecological system in that area; and
- (c) Where a management plan exists, information demonstrating the consistency of the proposed actions with the management plan.

§ 670.29 Designation of Antarctic Specially Protected Areas, Specially Managed Areas and Historic Sites and Monuments.

- (a) The following areas have been designated by the Antarctic Treaty Parties for special protection and are hereby designated as Antarctic Specially Protected Areas (ASPA). The Antarctic Conservation Act of 1978, as amended, prohibits, unless authorized by a permit, any person from entering or engaging in activities within an ASPA. Detailed maps and descriptions of the sites and complete management plans can be obtained from the National Science Foundation, Office of

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Polar Programs, National Science Foundation, Room 755, 4201 Wilson Boulevard, Arlington, Virginia 22230.

ASP A 101 Taylor Rookery, Mac. Robertson Land, East Antarctica

ASP A 102 Rookery Islands, Holme Bay, Mac. Robertson Land, East Antarctica

ASP A 103 Ardery Island and Odbert Island, Budd Coast, Wilkes Land, East Antarctica

ASP A 104 Sabrina Island, Balleny Islands

ASP A 105 Beaufort Island, Ross Sea (see ASP A 124)

ASP A 106 Cape Hallett, Victoria Land

ASP A 107 Emperor Island, Dion Islands, Marguerite Bay, Antarctic Peninsula (see Measure 1, 2002)

ASP A 108 Green Island, Berthelot Islands, Antarctic Peninsula

ASP A 109 Moe Island, South Orkney Islands

ASP A 110 Lynch Island, South Orkney Islands

ASP A 111 Southern Powell Island and adjacent islands, South Orkney Islands

ASP A 112 Coppermine Peninsula, Robert Island, South Shetland Islands

ASP A 113 Litchfield Island, Arthur Harbour, Anvers Island, Palmer Archipelago

ASP A 114 Northern Coronation Island, South Orkney Islands

ASP A 115 Lagotellerie Island, Marguerite Bay, Antarctic Peninsula

ASP A 116 'New College Valley', Caughley Beach, Cape Bird, Ross Island

ASP A 117 Avian Island, off Adelaide Island, Antarctic Peninsula

ASP A 118 'Cryptogam Ridge', Mount Melbourne, Victoria Land

ASP A 119 Davis Valley and Forlidas Pond, Dufek Massif

ASP A 120 'Pointe-Géologie Archipelego', Terre Adélie

ASP A 121 Cape Royds, Ross Island

ASP A 122 Arrival Heights, Hut Point Peninsula, Ross Island

ASP A 123 Barwick and Balham Valleys (see Measure 1, 2002), Victoria Land

ASP A 124 Cape Crozier, Ross Island

ASP A 125 Fildes Peninsula, King George Island, South Shetland Islands

ASP A 126 Byers Peninsula, Livingston Island, South Shetland Islands

ASP A 127 Haswell Island

ASP A 128 Western shore of Admiralty Bay, King George Island

ASP A 129 Rothera Point, Adelaide Island

ASP A 130 'Tramway Ridge', Mount Erebus, Ross Island

ASP A 131 Canada Glacier, Lake Fryxell, Taylor Valley, Victoria Land

ASP A 132 Potter Peninsula, '25 de Mayo' (King George) Island, South Shetland Islands

ASP A 133 Harmony Point, west coast of Nelson Island, South Shetland Islands

ASP A 134 Cierva Point and offshore islands, Danco Coast, Antarctic Peninsula

ASP A 135 North-eastern Bailey Peninsula, Budd Coast, Wilkes Land

ASP A 136 Clark Peninsula, Budd Coast, Wilkes Land

ASP A 137 Northwest White Island, McMurdo Sound

ASP A 138 Linnaeus Terrace, Asgaard Range, Victoria Land

ASP A 139 Biscoe Point, Anvers Island

ASP A 140 Parts of Deception Island, South Shetland Islands

ASP A 141 'Yukidori Valley', Langhovde, Lützow-Holmbukta

ASP A 142 Svarthamaren, Mühlig-Hofmannfjella, Dronning Maud Land

ASP A 143 Marine Plain, Mule Peninsula, Vestfold Hills, Princess Elizabeth Land

ASP A 144 'Chile Bay' (Discovery Bay), Greenwich Island, South Shetland Islands

ASP A 145 Port Foster, Deception Island, South Shetland Islands

ASP A 146 South Bay, Doumer Island, Palmer Archipelago

ASP A 147 Ablation Valley-Ganymede Heights, Alexander Island

ASP A 148 Mount Flora, Hope Bay, Antarctic Peninsula

ASP A 149 Cape Shirreff and San Telmo Island, Livingston Island, South Shetland Islands

ASP A 150 Ardley Island, Maxwell Bay, King George Island

ASP A 151 Lions Rump, King George Island, South Shetland Islands

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ASPA 152 Western Bransfield Strait off Low Island, South Shetland Islands

ASPA 153 Eastern Dallmann Bay off Brabant Island, Palmer Archipelago

ASPA 154 Botany Bay, Cape Geology, Victoria Land

ASPA 155 Cape Evans, Ross Island

ASPA 156 Lewis Bay, Mount Erebus, Ross Island

ASPA 157 Backdoor Bay, Cape Royds, Ross Island

ASPA 158 Hut Point, Ross Island

ASPA 159 Cape Adare, Borchgrevink Coast

ASPA 160 Frazier Islands, Wilkes Land, East Antarctica (see Measure 2, 2003)

ASPA 161 Terra Nova Bay, Ross Sea

ASPA 162 Mawson's Huts, Commonwealth Bay, George V Land, East Antarctica (see Measure 2, 2004)

ASPA 163 Dakshin Gangotri Glacier, Dronning Maud Land

ASPA 164 Scullin and Murray Monoliths, Mac. Robertson Land, East Antarctica

ASPA 165 Edmonson Point, Wood Bay, Ross Sea

ASPA 166 Port-Martin, Terre Adélie

ASPA 167 Hawker Island, Vestfold Hills, Ingrid Christensen Coast, Princess Elizabeth Land, East Antarctica

(b) The following areas have been designated by the Antarctic Treaty Parties for special management and are hereby designated as Antarctic Specially Managed Areas (ASMA). Detailed maps and descriptions of the sites and complete management plans can be obtained from the National Science Foundation, Office of Polar Programs, National Science Foundation, Room 755, 4201 Wilson Boulevard, Arlington, Virginia 22230.

ASMA 1 Admiralty Bay, King George Island, South Shetland Islands

ASMA 2 McMurdo Dry Valleys, Southern Victoria Land

ASMA 3 Cape Denison, Commonwealth Bay, George V Land

ASMA 4 Deception Island, South Shetland Islands

ASMA 5 Amundsen-Scott South Pole Station, South Pole

ASMA 6 Larsemann Hills, East Antarctica

(c) The following areas have been designated by the Antarctic Treaty

Parties as historic sites or monuments (HSM). The Antarctic Conservation Act of 1978, as amended, prohibits any damage, removal or destruction of a historic site or monument listed pursuant to Annex V to the Protocol. Descriptions of the sites or monuments can be obtained from the National Science Foundation, Office of Polar Programs, National Science Foundation, Room 755, 4201 Wilson Boulevard, Arlington, Virginia 22230.

HSM 1 Flag mast at South Pole

HSM 2 Rock cairn and plaques on Ongul Island, Prins Harald Kyst

HSM 3 Rock cairn and plaque on Proclamation Island, Enderby Land

HSM 4 Bust and plaque at 'Pole of Inaccessibility'

HSM 5 Rock cairn and plaque at Cape Bruce, Mac. Robertson Land

HSM 6 Rock cairn and canister at Walkabout Rocks, Vestfold Hills, Princess Elizabeth Land

HSM 7 Stone and plaque at Mabus Point, Queen Mary Land

HSM 8 Monument sledge and plaque at Mabus Point, Queen Mary Land

HSM 9 Cemetery on Buromskiy Island, Queen Mary Land

HSM 10 Observatory at Bunger Hills, Queen Mary Land

HSM 11 Tractor and plaque at Vostok Station

HSM 14 Ice cave at Inexpressible Island, Terra Nova Bay, Scott Coast

HSM 15 Hut at Cape Royds, Ross Island

HSM 16 Hut at Cape Evans, Ross Island

HSM 17 Cross at Cape Evans, Ross Island

HSM 18 Hut at Hut Point, Ross Island

HSM 19 Cross at Hut Point, Ross Island

HSM 20 Cross on Observation Hill, Ross Island

HSM 21 Hut at Cape Crozier, Ross Island

HSM 22 Hut at Cape Adare, Borchgrevink Coast

HSM 23 Grave at Cape Adare, Borchgrevink Coast

HSM 24 Rock cairn at Mount Betty, Queen Maud Range

HSM 26 Installations at Barry Island, Debenham Islands, Marguerite Bay, Antarctic Peninsula

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- HSM 27 Cairn with plaque at Megalestris Hill, Petermann Island, Antarctic Peninsula
- HSM 28 Cairn, pillar and plaque at Port Charcot, Booth Island, Antarctic Peninsula
- HSM 29 Lighthouse on Lambda Island, Melchior Islands, Antarctic Peninsula
- HSM 30 Shelter at Paradise Harbour, Danco Coast, Antarctic Peninsula
- HSM 32 Monolith on Greenwich Island, South Shetland Islands
- HSM 33 Shelter, cross and plaque on Greenwich Island, South Shetland Islands
- HSM 34 Bust on Greenwich Island, South Shetland Islands
- HSM 35 Cross and statue on Greenwich Island, South Shetland Islands
- HSM 36 Plaque at Potter Cove, King George Island, South Shetland Islands
- HSM 37 Statue at Trinity Peninsula, Antarctic Peninsula
- HSM 38 Hut of Snow Hill Island, Antarctic Peninsula
- HSM 39 Hut at Hope Bay, Trinity Peninsula, Antarctic Peninsula
- HSM 40 Bust, grotto, statue, flag mast, graveyard and stele at Hope Bay, Trinity Peninsula, Antarctic Peninsula
- HSM 41 Hut and grave at Paulet Island, Antarctic Peninsula
- HSM 42 Huts, magnetic observatory and graveyard at Scotia Bay, Laurie Island, South Orkney Islands
- HSM 43 Cross at 'Piedrabuena Bay', Filchner Ice Front, Weddell Sea
- HSM 44 Plaque at Nivlisen Ice Front, Princesse Astrid Kyst, Dronning Maud Land
- HSM 45 Plaque at Metchnikoff Point, Brabant Island, Antarctic Peninsula
- HSM 46 Buildings and installations at Port-Martin, Terre Adélie
- HSM 47 Building on le des Pétrels, Terre Adélie
- HSM 48 Cross on le des Pétrels, Terre Adélie
- HSM 49 Pillar at Bunger Hill, Queen Mary Land
- HSM 50 Plaque at Fildes Peninsula, King George Island, South Shetland Islands
- HSM 51 Grave and cross at Admiralty Bay, King George Island, South Shetland Islands
- HSM 52 Monolith at Fildes Peninsula, King George Island, South Shetland Islands
- HSM 53 Monolith and plaques on Elephant Island, South Shetland Islands
- HSM 54 Bust on Ross Island
- HSM 55 Buildings and artifacts on Stonington Island, Marguerite Bay, Antarctic Peninsula
- HSM 56 Remains of hut and environs at Waterboat Point, Danco Coast, Antarctic Peninsula
- HSM 57 Plaque at "Yankee Bay" (Yankee Harbour), MacFarlane Strait, Greenwich Island, South Shetland Islands
- HSM 59 Cairn on Half Moon Beach, Cape Shirreff, Livingston Island, South Shetland Islands
- HSM 60 Plaque and cairn at 'Penguins Bay', Seymour Island, James Ross Island archipelago
- HSM 61 'Base A' at Port Lockroy, Goudier Island, off Wiencke Island, Antarctic Peninsula
- HSM 62 'Base F (Wordie House)' on Winter Island, Argentine Islands
- HSM 63 'Base Y' on Horseshoe Island, Marguerite Bay, western Graham Land
- HSM 64 'Base E' on Stonington Island, Marguerite Bay, western Graham Land
- HSM 65 Message post on Foyn Island, Possession Islands
- HSM 66 Cairn at Scott Nunataks, Alexander Mountains
- HSM 67 Rock shelter 'Granite House' at Cape Geology, Granite Harbour
- HSM 68 Depot at Hells Gate Moraine, Inexpressible Island, Terra Nova Bay
- HSM 69 Message post at Cape Crozier, Ross Island
- HSM 70 Message post at Cape Wadworth, Coulman Island
- HSM 71 Whaling station at Whalers Bay, Deception Island
- HSM 72 Cairn on Tryne Islands, Vestfold Hills
- HSM 73 Memorial Cross, Lewis Bay, Ross Island
- HSM 74 Wreckage of sailing ship, Elephant Island, South Shetland Islands
- HSM 75 'A Hut', Pram Point, Ross Island
- HSM 76 Ruins of base 'Pedro Aguirre Cerda', Pendulum Cove, Deception Island

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HSM 77 Cape Denison, Commonwealth Bay, George V Land
HSM 78 Memorial Plaque at India Point, Humboldt Mountains, Wohlthat Massif, central Dronning Maud Land
HSM 79 Lilie Marleen Hut, Mt. Dockery, Everett Range, Northern Victoria Land
HSM 80 Amundsen's Tent
HSM 81 Rocher du Débarquement (Landing Rock)
HSM 82 Monument to the Antarctic Treaty and Plaque

[73 FR 14940, Mar. 20, 2008]

§ 670.30 [Reserved]

Subpart G—Import Info and Export From the United States

§ 670.31 Specific issuance criteria for imports.

Subject to compliance with other applicable law, any person who takes a native mammal, bird, or plant under a permit issued under the regulations in this part may import it into the United States unless the Director finds that the importation would not further the purpose for which it was taken. If the importation is for a purpose other than that for which the native mammal, bird, or plant was taken, the Director may permit importation upon a finding that importation would be consistent with the purposes of the Act, the regulations in this part, or the permit under which they were taken.

§ 670.32 Specific issuance criteria for exports.

The Director may permit export from the United States of any native mammal, bird, or native plants taken within Antarctica upon a finding that exportation would be consistent with the purposes of the Act, the regulations in this part, or the permit under which they were taken.

§ 670.33 Content of permit applications.

In addition to the information required in subpart C of this part, an applicant seeking a permit to import into or export from the United States a native mammal, a native bird, or native plants taken within Antarctica shall

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include the following in the application:

(a) Information demonstrating that the import or export would further the purposes for which the species was taken;

(b) Information demonstrating that the import or export is consistent with the purposes of the Act or the regulations in this part;

(c) A statement as to which U.S. port will be used for the import or export, and

(d) Information describing the intended ultimate disposition of the imported or exported item.

§ 670.34 Entry and exit ports.

(a) Any native mammal, native bird, or native plants taken within Antarctica that are imported into or exported from the United States must enter or leave the United States at ports designated by the Secretary of Interior in 50 CFR part 14. The ports currently designated are:

- (1) Los Angeles, California.
- (2) San Francisco, California.
- (3) Miami, Florida.
- (4) Honolulu, Hawaii.
- (5) Chicago, Illinois.
- (6) New Orleans, Louisiana.
- (7) New York, New York.
- (8) Seattle, Washington.
- (9) Dallas/Fort Worth, Texas.
- (10) Portland, Oregon.
- (11) Baltimore, Maryland.
- (12) Boston, Massachusetts.
- (13) Atlanta, Georgia.

(b) Permits to import or export at non-designated ports may be sought from the Secretary of Interior pursuant to subpart C, 50 CFR part 14.

§ 670.35 [Reserved]

Subpart H—Introduction of Non-Indigenous Plants and Animals

§ 670.36 Specific issuance criteria.

For purposes consistent with the Act, only the following plants and animals may be considered for a permit allowing their introduction into Antarctica:

(a) Domestic plants; and

(b) Laboratory animals and plants including viruses, bacteria, yeasts, and fungi.